

PATENT
Atty. Dkt. No. APPM/003421.C2/PPC/ECP/CKIM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: §
Robin Cheung, et al. §
§ Group Art Unit: 1742
Serial No.: 10/686,486 §
§
Confirmation No.: 8014 §
§ Examiner: Harry D. Wilkins, III
Filed: October 15, 2003 §
§
For: Apparatus for Electro §
Chemical Deposition of §
Copper Metallization with §
the Capability of In-Situ §
Thermal Annealing §

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office to fax number 571-273-8300 to the attention of Examiner Harry D. Wilkins, III, on the date shown below:

7/26/06
Date

K. M. Tackett
Keith M. Tackett

PETITION FOR CLAIMING BENEFIT OF EARLIER FILING DATE

Applicant respectfully petitions the Commissioner under 37 C.F.R. §1.78 for claiming the benefit of the earlier effective filing date of prior-filed nonprovisional application No. 09/263,126, now United States Patent Number 6,136,163, filed March 5, 1999, in this pending application. The common inventors in the above mentioned prior-filed nonprovisional application and this pending application are Robin Cheung, Ashok Sinha, Avi Tepman, and Dan Carl. In accordance with the requirements set forth in 37 CFR 1.78, Applicant submits the following:

(i) The reference to the prior application required 37 C.F.R. §1.78(a)(3) is concurrently submitted in Applicant's response to the Final Office Action dated May 26, 2006;

(ii) The Commissioner is authorized to charge the fee of \$1370.00 as set forth in 37 CFR 1.17(t) in an attached fee sheet, and to charge any additional fees which

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may be required for this petition to Deposit Account No. 20-0782/APPM/003421.C2/KMT; and

(iii) The entire delay between the date the priority claim was due under 37 CFR 1.78(a)(2)(ii) and the date the claim was filed was unintentional.

Respectfully submitted,



Keith M. Tackett
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JUL 26 2006

PTO/SB/17 (01-06)

Approved for use through 07/31/2008. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004,

Fees pursuant to the Consolidated Appropriations Act, 2006 (H.R. 4818).

**FEET TRANSMITTAL
for FY 2006** Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 1370.00)*Complete if Known*

Application Number	10/655,486
Filing Date	October 15, 2003
First Named Inventor	Robin Cheung, et al.
Examiner Name	Harry D. Wilkins, III
Art Unit	1742
Attorney Docket No.	APPM/003421.C2/PPC/ECP/CKIM

METHOD OF PAYMENT (check all that apply) Check Credit Card Money Order None Other (please identify) : Deposit Account Deposit Account Number: 60-1074/APPM/003421.C2 Deposit Account Name: APPLIED MATERIALS, INC.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

 Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments

Under 37 CFR 1.16 and 1.17

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FEES CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES	
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)
Utility	300	150	500	250	200	100
Design	200	100	100	50	130	65
Plant	200	100	300	150	160	80
Reissue	300	150	500	250	600	300
Provisional	200	100	0	0	0	0

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Small Entity
Fee (\$)
50
200
360

25
100
180

Each independent claim over 3 (including Reissues)

Multiple Dependent Claims
Fee (\$)

Multiple dependent claims

Fee (\$)	Fee Paid (\$)
50	25
200	100
360	180

Total Claims

Extra Claims Fee (\$)

Fee Paid (\$)

-20 or HP= X =

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims

Extra Claims Fee (\$)

Fee Paid (\$)

- 3 or HP= X =

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.62(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = / 50 = (round up to a whole number) x

Fee Paid (\$)

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): PETITION FOR CLAIMING BENEFIT OF EARLIER FILING DATE

\$1370.00

SUBMITTED BY

Signature	<i>Robert W. Mulcahy</i>	Registration No. (Attorney/Agent)	25,436	Telephone	713-823-4844
Name (Print/Type)	ROBERT W. MULCAHY			Date	JULY 26, 2006

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 20 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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